

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

JANET S. SPEARS.

Civil No. C05-5333-RBL

Plaintiff,

ORDER

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned

case be REVERSED and REMANDED for further administrative proceedings, including a de

new hearing. The administrative law judge (ALJ) will further evaluate Plaintiff's 2002-2003

work activity with the Division of Vocational Rehabilitation, pursuant to 20 C.F.R. §§ 416.971

⁹⁷⁴ In doing so, the ALJ will consider the June 18, 2004 statement by DVB supervisor Nina

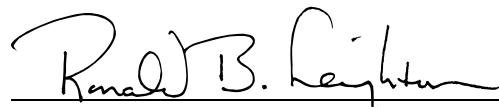
Guic and other information in the record suggesting that the work may not have been substanti-

infidelity. The ALJ will make a final decision in accordance with the above considerations. See M.R.C. 2052.

1 Cuic's statement. The ALJ will re-evaluate Plaintiff's residual functional capacity during the
2 entire period at issue, and as necessary, whether she could perform any of her past relevant work
3 or other work in the national economy. The ALJ will take any other actions necessary to develop
4 the record and issue a new decision. Plaintiff will be afforded the opportunity to submit additional
5 evidence and argument.

7 This case is reversed and remanded on the above grounds pursuant to sentence four of
8 42 U.S.C. § 405(g), and Plaintiff is entitled to reasonable attorney's fees and costs pursuant to
9 28 U.S.C. § 2412(d), upon proper request to this Court.

10 DATED this 20th day of December, 2005.

12 
13 Ronald B. Leighton

14 RONALD B. LEIGHTON

15 UNITED STATES DISTRICT JUDGE

16 Recommended for Entry:

17 s/ Karen L. Strombom
18 UNITED STATES MAGISTRATE JUDGE

20 Presented by:

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